



THE PATENT & TRADEMARK OFFICE MAILROOM DATE
STAMPED HEREON IS AN ACKNOWLEDGEMENT THAT ON THIS
DATE THE PATENT & TRADEMARK OFFICE RECEIVED:
Petition for Revival of an Application for Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (2 pages, w/duplicate copy) with
attached Statement (4 total pages); Check No. 5321 in the amount of
\$1,330.00; Terminal Disclaimer to Accompany Petition (1 page); Check
No. 5323 in the amount of \$110.00; Power of Attorney, Revocation of
Prior Power of attorney, and Request to Change Correspondence Address
(3 pages); Request for Continued Examination (RCE) Transmittal (1 page,
w/duplicate copy); Check no. 5322 in the amount of \$770.00; Amendment
Accompanying RCE (13 pages) with attached Appendices A and B;
Supplemental Information Disclosure Statement (3 pages); and Form
PTO/SB/08 (2 pages) with attached references.

Invention: STABLE NON-AQUEOUS SINGLE PHASE
VISCOUS VEHICLES AND FORMULATIONS
UTILIZING SUCH VEHICLES

Applicant(s): Berry et al.
Filing Date: February 3, 2000
Serial No.: 09/497,422
Date Sent: November 14, 2003 via Express Mail Label No.
EV326922637US
Docket No.: 3139-6169US



ERC/dlm:dn



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Berry et al.

Serial No.: 09/497,422

Filed: February 3, 2000

For: STABLE NON-AQUEOUS SINGLE
PHASE VISCOUS VEHICLES AND
FORMULATIONS UTILIZING SUCH
VEHICLES

Confirmation No.: 7482

Examiner: B. Fubara

Group Art Unit: 1615

Attorney Docket No.: ARC 2914 US R1
(3139-6169US)

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV326922637US

Date of Deposit with USPS: November 14, 2003

Person making Deposit: Christopher Haughton

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 or PTO/SB/08 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made or an

Serial No. 09/497,422

admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

U.S. Patent Documents

<u>U.S. Patent No.</u>	<u>Publication Date</u>	<u>Patentee</u>
US - 5,034,229	07/23/1991	Magruder et al.
US - 5,057,318	10/15/1991	Magruder et al.
US - 5,110,596	05/05/1992	Magruder et al.
US - 5,782,396	07/21/1998	Mastri et al.
US - 5,843,891	12/01/1998	Sherman

Other Documents

U.S. Application Serial No. 08/595,761, entitled, "Sustained Delivery of an Active Agent Using an Implantable System."

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

Serial No. 09/497,422

This Supplemental Information Disclosure Statement is filed concurrently with an RCE in the above-identified application, and therefore no additional fee is due.

Respectfully submitted,



Edgar R. Cataxinos
Registration No. 39,931
Attorney for Applicants
TRASKBRITT
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

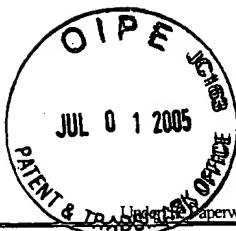
Date: November 14, 2003

ERC/dlm:dn

Enclosures: Form PTO-1449 or PTO/SB/08

Copy of documents cited

Document in ProLaw



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

1

of

2

Complete if Known

Application Number	09/497,422
Filing Date	February 3, 2000
First Named Inventor	Berry et al.
Group Art Unit	1615
Examiner Name	B. Fubara
Attorney Docket Number	3139-6169US (ARC 2914 US R1)

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
		US-5,034,229	07/23/1991	Magruder et al.	
		US- 5,057,318	10/15/1991	Magruder et al.	
		US- 5,110,596	05/05/1992	Magruder et al.	
		US- 5,782,396	07/21/1998	Mastri et al.	
		US- 5,843,891	12/01/1998	Sherman	
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FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08B(10-01)

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

Complete if Known

Application Number	09/497,422
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First Named Inventor	Berry et al.
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Group Art Unit	1615
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Examiner Name	B. Fubara
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Attorney Docket Number	3139-6169US (ARC 2914 US R1)
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OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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